

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2010-20-S - ORDER NO. 2010-223  
MARCH 30, 2010

IN RE: Petition of Native Shores Home Owners	) ORDER DESIGNATING
Association, Inc. for Designation as a	) HOMEOWNERS
Homeowners Association Pursuant to	) ASSOCIATION UNDER
Regulation 103-502.5	) REGULATION 103-502.5

This matter comes before the Public Service Commission of South Carolina (“Commission”) on a petition from the Native Shores Home Owners Association, Inc. (“Native Shores”) to be officially designated as a homeowners association under S.C. Code Ann. Regs. 103-502.5. Once a homeowners association complies with the provisions of Regulation 103-502.5, its sewer service is removed from the Commission’s jurisdiction. In order to comply, it was necessary for Native Shores to:

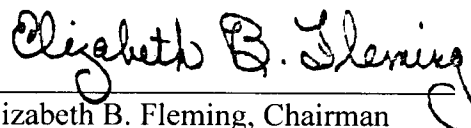
...[File] with the commission and provide a copy to the ORS (a) a certified copy of its certificate of incorporation; (b) a copy of the corporation's bylaws; (c) a copy of any declaration of covenants, conditions and restrictions on real property in the subdivision or development filed in conjunction with the formation of the homeowners association; (d) a copy of the permit or authorization from the Department of Health and Environmental Control issued to the homeowners association to operate the system, and (e) copies of a statement signed by each lot owner disclosing that the sewerage services in the subdivision are provided by a non-profit homeowners association, in which each lot owner is a voting member, and that an appropriate assessment to meet operating expenses of the Utility must be paid by each lot owner.

S.C. Code Ann. Regs. 103-502.5. The record reveals that these requirements have been met, and the Office of Regulatory Staff does not object.

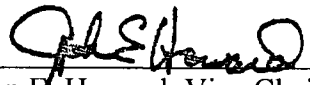
We find that Native Shores meets the requirements of S.C. Code Ann. Regs. 103-502.5 and therefore order that it is officially designated as a homeowners association.

This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)